

1 THE LAW OFFICES OF ALLEN HYMAN
2 Allen Hyman (California SBN 73371)
3 10737 ½ Riverside Drive
N. Hollywood, CA 91602
lawoffah@aol.com
P: (818) 763-6289

4
5 THE ROTH LAW FIRM, PLLC
6 Richard A. Roth * *Pro Hac Vice*
7 Email: Richard@rrothlaw.com
8 Brian S. Levenson * *Pro Hac Vice*
9 Email: Brian@rrothlaw.com
295 Madison Avenue, 22nd Floor
New York, NY 10017
Phone: 212-784-6699

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11 *Attorneys for Plaintiff*

12
13 **UNITED STATES DISTRICT COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**

15 FIONA HARVEY,

16 Plaintiff,

17 v.

18 NETFLIX, INC. and NETFLIX
19 WORLDWIDE ENTERTAINMENT, LLC,

20 Defendants.

21 Case No. 2:24-cv-04744-RGK-AJR

22
23 [PROPOSED] ORDER
24 GRANTING PLAINTIFF'S
25 REQUEST FOR JUDICIAL
26 NOTICE IN OPPOSITION TO
27 DEFENDANTS' MOTION
28 TO DISMISS

1 [PROPOSED] ORDER
2

3 Based on Plaintiff Fiona Harvey’s Request for Judicial Notice in Opposition to
4 defendants Netflix, Inc., and Netflix Worldwide Entertainment LLC (collectively,
5 “Netflix”) Motion to Dismiss the Plaintiff’s Complaint, and for good cause appearing
6 for the entry thereof, IT IS HEREBY ORDERED that the Court will take judicial
7 notice of:

8 1. **Exhibit 1:** Transcript of the May 8, 2024 hearing (the “Hearing”) of the
9 Culture, Media and Sport Committee (the “Committee”) in the House of
10 Commons, available on UK Parliament’s website at (transcript available at
11 <https://committees.parliament.uk/committee/378/digital-culture-media-and-sport-committee/publications/oral-evidence/>) (last visited August 6, 2024).
12 2. **Exhibit 2:** Promotional material for Baby Reindeer on Netflix’s website
13 available at <https://www.netflix.com/tudum/articles/baby-reindeer-cast-release-date-plot> (last visited August 6, 2024)
14 3. **Exhibit 3:** Netflix letter dated May 23, 2024 to the Committee clarifying its
15 statement at the Hearing that “the person on whom the show is based” was
16 the subject of a court order and not a criminal conviction, available at
17 <https://api.parliament.uk/committees/publications/45022>
18 4. **Exhibit 4:** UK Parliament webpage explaining the process of becoming a
19 Member of Parliament available at <https://www.parliament.uk/about/mps-and-lords/members/electing-mps/> (last visited August 6, 2024).
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1 5. **Exhibit 7:** Screenshot of a video that Netflix posted to its social media
2 accounts on Twitter, Facebook and Instagram proclaiming, “Martha’s
3 emails from *Baby Reindeer*. Everyone of them is real.” Netflix’s post
4 received 460,000 views on Twitter, 2.9 million plays on Facebook,
5 available at [https://www.facebook.com/netflixus/videos/marthas-emails-](https://www.facebook.com/netflixus/videos/marthas-emails-from-baby-reindeer-every-one-of-them-real/1071706193898341/)
6 [from-baby-reindeer-every-one-of-them-real/1071706193898341/](https://x.com/netflix/status/1779162630520729877?lang=en) and
7 <https://x.com/netflix/status/1779162630520729877?lang=en>.

8 6. **Exhibit 8:** Tweet from FionaHarvey2014 to MrRichardGadd dated
9 September 23, 2014 that states: “@MrRichardGadd my curtains need hung
10 badly.”

11 7. **Exhibit 9:** Excerpts from Netflix’s 2024 10-K filed with the Securities and
12 Exchange Commission at
13 <https://www.sec.gov/ix?doc=/Archives/edgar/data/1065280/000106528024000030/nflx-20231231.htm> (last visited August 21, 2024).

15 The Court takes notice of the aforementioned exhibits on the grounds that their
16 existence and contents are public records not subject to reasonable dispute. Fed. R.
17 Evid. § 201(b)(1)-(2); *Khoja v. Orexigen Therapeutics, Inc.*, 899 F.3d 988, 1001 (9th
18 Cir. 2018); *GeoVector Corp. v Samsung Elecs. Co. Ltd.*, 234 F Supp 3d 1009, 1016
19 (N.D. Cal. 2017); *Lindora, LLC v. Limitless Longevity LLC*, 2016 WL 6804443, at
20 *3 (S.D. Cal. Sept. 29, 2016)

21 **IT IS SO ORDERED**

23 Dated: _____, 2024

24 _____
25 Hon. R. Gary Klausner
26 United States District Judge